



Attorney Docket 016782-0280

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Eddy LAMBERT et al.

Title: BURNER MEMBRANE COMPRISING A NEEDLED METAL FIBRE WEB

Appl. No.: 10/600,764

Filing Date: 06/23/2003

Examiner: E. Cole

Art Unit: 1771

TERMINAL DISCLAIMER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Your Petitioner, N.V. Bekaert S.A., having its principal place of business at Bekaertstraat 2, B-8550 Zwevegem, Belgium, respectfully represents that it is the owner of the entire right, title, and interest in and to (i) U.S. Patent Number 6,607,998, and (ii) the above-identified application which is a divisional of U.S. Patent Application No. 09/509,427, filed March 28, 2000 (now U.S. Patent No. 6,607,998, issued on August 19, 2003) which is a national phase application of International Patent Application No. PCT/EP1998/006245 filed September 29, 1998, both by virtue of: an Assignment recorded in U.S. Patent Application No. 09/509,427 (Patent 6,607,998) on March 28, 2000, at Reel 010802 and Frame 0265 (see APPENDIX A). A copy of the Notice of Recordation of the Assignment Document, PTO stamped copy of the Recordation Cover Sheet, and the Assignment for U.S. Patent No. 6,607,998 are attached in APPENDIX A.

Your Petitioner hereby disclaims the terminal part of the term of any patent granted on the above-identified application which would extend beyond the full statutory term, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,607,998 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to U.S. Patent No. 6,607,998 shall be the same

05/16/2006 HALI11 00000126 10600764

02 FC:1814

130.00 DP

WASH_1601106.1

as the legal title to any patent granted on the above identified patent application, this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, Petitioner does not disclaim any terminal part of any patent granted on the above-identified patent application, prior to the full statutory term of U.S. Patent No. 6,607,998 as defined in 35 U.S.C. §§154-156 and 173, in the event that U.S. Patent No. 6,607,998 expires for failure to pay a maintenance fee, is held unenforceable or is found invalid in a final judgment by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321(a), has all claims canceled by a reexamination certificate or as a result of an interference proceeding, or is otherwise deemed not to provide the rights conveyed by 35 U.S.C. §154 prior to the full statutory term of U.S. Patent No. 6,607,998 as defined in 35 U.S.C. §§154-156 and 173, except for the separation of legal title stated above. Further, Petitioner does not disclaim any terminal part of a patent granted on the above-identified application that would extend beyond the present termination of U.S. Patent No. 6,607,998, in the event that such present term is extended by virtue of compliance with the conditions for term extension of any present or future patent term extension provisions of the patent law, including but not limited to 35 U.S.C. 155, 155A or 156, and without waiving Petitioner's right to extend the term of a patent granted on the above-identified patent application to the extent provided by law.

The undersigned, being the Attorney of Record for the above-identified application and duly authorized to act on behalf of Petitioner, certifies that he has reviewed the Assignment documents attached as Appendix A, and described above, and to the best of his knowledge and belief, legal title in the above-identified application and U.S. Patent No. 6,607,998 rests with Petitioner, N.V. Bekaert S.A.

The undersigned declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the

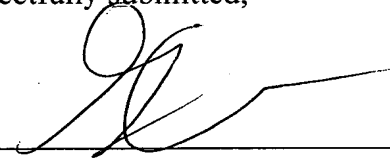
United States Code, and that such willful false statements may jeopardize the validity of the above-identified application or any patent issuing therefrom.

The fee of \$130 as set forth under §1.20(d) is also enclosed.

Should additional fees be necessary in connection with the filing of this paper, or if a petition for extension of time is required for timely acceptance of same, the Commissioner is hereby authorized to charge deposit account No. 19-0741 for any such fees; and applicants hereby petition for any needed extension of time.

Respectfully submitted,

By



Date May 15, 2006

FOLEY & LARDNER LLP

Customer Number: 22428

Telephone: (202) 672-5407

Facsimile: (202) 672-5399

Glenn Law

Registration No. 34,371

Martin J. Cosenza

Registration No. 48,892

Attorneys for Applicants